

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Hans-Ullrich SCHMIDT, et al.

Appln. No.: **10/022,576**

Group Art Unit: **1722**

Filed: **December 17, 2001**

Examiner: **Joseph Leyson**

For: **COEXTRUSION NOZZLE ARRANGEMENT**

Attorney Docket No.: **3993.004**

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

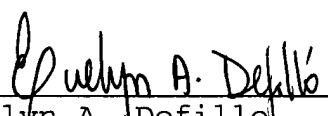
Sir:

Responsive to the Notice of Non-Compliant Amendment dated November 26, 2003, (copy of which is attached hereto), Applicant submits herewith Revised Version of Amendment A including the substitution of the terminology "previously amended" for the terminology "previously presented" in the Claim section.

The Examiner is respectfully requested to acknowledge receipt of the above.

Respectfully submitted,

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Evelyn A. Defillo
Registration No. 45,630

Date: **December 22, 2003**

U.S. Application No.: 10/022,576

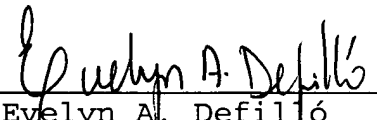
RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

ATTORNEY DOCKET: 3993.004

CERTIFICATE OF MAILING AND AUTHORIZATION TO CHARGE

I hereby certify that the foregoing RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT for U.S. Application No. 10/022,576 filed December 17, 2001, was deposited in first class U.S. mail, postage prepaid, addressed: Attn: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, on **December 22, 2003**.

The Commissioner is hereby authorized to charge any additional fees, which may be required at any time during the prosecution of this application without specific authorization, or credit any overpayment, to Deposit Account No. 16-0877.

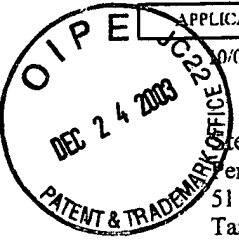


Evelyn A. Defillio



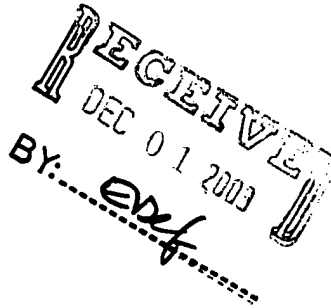
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
07/022,576	12/17/2001	Hans-Ullrich Schmidt	3993.004	6169

7590 11/26/2003
Stephan A. Pendorf
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EXAMINER

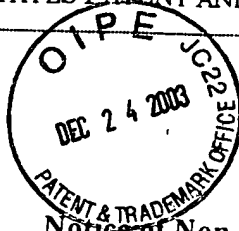
DEL SOLE, JOSEPH S

ART UNIT	PAPER NUMBER
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1722

DATE MAILED: 11/26/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 11-703 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all claims (including withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: Change previously amended to previously presented

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Nicole Hendley
Legal Instruments Examiner (LIE)

703-308-8657
Telephone No.